

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

INSITUFORM TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 04 10487 GAO
	)	
AMERICAN HOME ASSURANCE COMPANY,	)	
	)	
Defendant.	)	

**INSITUFORM TECHNOLOGIES, INC.'S ASSENTED TO MOTION  
FOR LEAVE TO FILE REPLY IN SUPPORT OF ITS  
MOTION TO CONTINUE THE TRIAL DATE  
AND AMEND THE CASE SCHEDULE**

Pursuant to Local Rule 7.1(B), plaintiff Insituform Technologies, Inc. ("Insituform") hereby moves, for leave to file the accompanying Reply in Support of its Motion To Continue The Trial Date and Amend the Case Schedule, attached. In support of this Motion, Insituform states as follows:

1. Insituform's attached Reply is necessary to address certain arguments contained in defendant American Home Assurance Company's ("American Home") Response To Plaintiff's Motion To Continue The Trial Date and Amend the Case Schedule, filed on January 18, 2008.

2. It is in the interest of justice to permit Insituform to file the Reply and the filing thereof will neither prejudice American Home nor delay resolution of the pending Motion To Continue The Trial Date and Amend the Case Schedule.

3. Counsel for Insituform has consulted with counsel for American Home and determined that American Home has assented to this motion.

WHEREFORE, Insituform requests that its Motion for Leave to File a Reply Memorandum be granted.

Dated: January 23, 2008

Respectfully submitted,

INSITUFORM TECHNOLOGIES, INC.

By: /s/ Charles L. Philbrick  
Charles L. Philbrick, *pro hoc vice*  
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and

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**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of Insituform Technologies, Inc.'s Assented to Motion for Leave to File Reply Memorandum in Support of Its Motion To Continue The Trial Date And Amend The Case Schedule was served upon:

Gregory P. Deschenes  
Kurt Mullen  
Nixon Peabody LLP  
100 Summer Street  
Boston, MA 02110-2131

by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Charles L. Philbrick

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